

ORIGINAL

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1 IN THE UNITED STATES DISTRICT COURT
2 MIDDLE DISTRICT OF ALABAMA
3 SOUTHERN DIVISION

4 LATTIME CONSTRUCTION AND)
5 HOME BUILDING, INC.,)
6 Plaintiff,)
7 VS.) CASE NO.: 1:05-CV-1062-F
8 CENTURYTEL SERVICE GROUP,)
9 L.L.C., et al.,)
10 Defendants.)

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12 The deposition of RICHARD A. LATTIME, taken
13 by the Defendants, pursuant to the Federal Rules of
14 Civil Procedure, before Kimberly B. Faucette, Certified
15 Court Reporter and Notary Public in and for the State of
16 Alabama at Large, at the law offices of John E. Byrd,
17 Dothan, Alabama, on the 11th day of September, 2006, at
18 10:00 a.m., pursuant to notice.

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21 APPEARANCES:22 FOR THE PLAINTIFF:

23 MR. JOHN E. BYRD
24 Attorney at Law
 Dothan, Alabama

22 FOR THE DEFENDANTS:

23 MR. CRAIG ALEXANDER
24 Attorney at Law
 Birmingham, Alabama

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1 like that. That is probably what is going right there.

2 Q I see an advertising expense on the 2005 of
3 \$1,793.00?

4 A Right. That is Verizon. I finally got into
5 their book, caught them where I could get some kind of
6 advertising in there.

7 Q Again, that book is published in June?

8 A June.

9 Q Have you tried to figure out how much income,
10 how much profit, that is, that your company has lost
11 that you believe is due to this Yellow Pages problem?

12 A I haven't personally, no. I just know that I
13 am going down and down and down. It just keeps going;
14 it is disappearing out of the company.

15 Q There are some standard questions that lawyers
16 ask in depositions, and I am going to ask a few of
17 those. Have you ever been convicted of any crimes other
18 than traffic violations?

19 A No. If I was, I couldn't have my licensing
20 through the State Home Builders Licensing Board. You
21 can't have any felony charges on it or anything. If you
22 owe anybody money, you have to notify them. They won't
23 renew your license if you owe anybody any materials or
24 stuff like that. Phone bills don't count.

25 Q Are you a member of any social or civic